

## A PROMOTER LOCALIZED IN THE EMBRYO SURROUNDING REGION

### ABSTRACT OF THE DISCLOSURE

5           The present invention provides compositions and methods for  
regulating expression of heterologous nucleotide sequences in a plant.  
Compositions include a novel nucleotide sequence for an ESR-preferred  
promoter for the gene encoding INVINH1. A method for expressing a  
heterologous nucleotide sequence in a plant using the promoter sequences  
disclosed herein is provided. The method comprises stably incorporating into the  
10   genome of a plant cell a polynucleotide operably linked to the ESR-preferred  
promoter of the present invention and regenerating a stably transformed plant  
that expresses the linked polynucleotide.